

IN THE UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF TEXAS
 MARSHALL DIVISION

JUXTACOMM TECHNOLOGIES, INC.	§	
	§	
PLAINTIFF,	§	
	§	
v.	§	Civil Action No. 2:07-CV-00359-LED
	§	
(1) ASCENTIAL SOFTWARE	§	
CORPORATION,	§	
(2) BUSINESS OBJECTS SA,	§	
(3) BUSINESS OBJECTS AMERICAS,	§	
(4) INTERNATIONAL BUSINESS	§	
MACHINES CORPORATION,	§	
(5) INFORMATICA CORPORATION and	§	
(6) MICROSOFT CORPORATION	§	
	§	
DEFENDANTS.	§	

NOTICE OF UNOPPOSED MOTION

Plaintiff JuxtaComm Technologies, Inc. ("JuxtaComm") notifies the Court and all counsel herein that JuxtaComm's July 31, 2009 *Opposed Motion to Correct Deposition Transcript* (Docket No. 638) is now unopposed by Defendants Ascential Software Corporation, Microsoft Corporation and International Business Machines Corporation.¹ Therefore, JuxtaComm files the following corrected Certificate of Conference:

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(i), the undersigned certifies that: (1) counsel has complied with the meet and confer requirement in Local Rule CV-7(h); (2) counsel for JuxtaComm communicated with counsel for Defendants who stated that Defendants do not oppose JuxtaComm's *Motion to Correct Deposition Transcript* (Docket No. 638).



 R. LAURENCE MACON

¹ Defendants Business Objects SA, Business Objects Americas and Informatica Corporation were not contacted because JuxtaComm has reached a settlement with these Defendants and has negotiated or is in the process of negotiating a written settlement agreement.

Dated: August 14, 2009

Akin Gump Strauss Hauer & Feld LLP

R. Laurence Macon

R. LAURENCE MACON
State Bar No. 12787500
lmacon@akingump.com
KIRT S. O'NEILL
State Bar No. 00788147
koneill@akingump.com
300 Convent Street, Suite 1600
San Antonio, Texas 78205-3732
Telephone: (210) 281-7000
Fax: (210) 224-2035

STEVEN M. ZAGER
State Bar No. 22241500
One Bryant Park
New York, New York 10036
Telephone: (212) 872-1000
Fax: (212) 872-1002

MICHAEL L. KIKLIS
District of Columbia Bar No. 462690
1333 New Hampshire Ave., N.W.
Washington, DC 20036
Telephone: (202) 887-4000
Fax: (202) 887-4288

– and –

LOCAL COUNSEL

T. JOHN WARD, JR.
WARD & SMITH LAW FIRM
P.O. Box 1231
Longview, Texas 75606-1231
Telephone: (903) 757-6400
Fax: (903) 757-2323
jw@jwfir.com

ATTORNEYS FOR PLAINTIFF
JUXTACOMM TECHNOLOGIES, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this Disclosure of Asserted Claims and Infringement Contentions was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(b)(1). Pursuant to Fed. R. Civ. P. 5(a)-(d) and Local Rule CV-5(b)(2), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email and/or fax, on this the 14th day of August, 2009.

R. Laurence Macon

R. LAURENCE MACON